IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16608 of 2004

Between:

1 G. Nageshwaramma, W/o. G. Veerabhadradu,

R/o. Nanalapalle Village, Gospadu Mandal, Kurnool

District.
2 D. Hussainamma, W/o. Late Blanna, R/o. Nanalapalle

Village, Gospadu Mandal, Kurnool District.

..... PETITIONERS

AND

1 The Mandal Revenue Officer, Gospadu Mandal, Kurnool

District.
2 The Mandal Educational Officer, Mandal Parishad,

Gospadu, Kurnool District.
3 The Mandal Parishad Develpment Officer, Mandal

Parishad, Gospadu, Kurnool District.
4 C. Balamma, W/o. Venkateshwarlu,
Kanalapalle Village, Gospadu, Mandal, Kurnool District.
5 Bala Narasamma, W/o. Narsimhulu,
Kanalapalle Village, Gospadu, Mandal, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ Order or Direction more particularly one in the nature of WRIT OF CERTIORARI, to call for the records pertaining to the impugned proceedings No. B 41/2004 dt. 29-8-2004 passed by the 1st respondent herein and quash the same as illegal, arbitrary, and in violation of the principles of natural justice and consequently

set aside the same.

Counsel for the Petitioner: MRS.S.NANDA

Counsel for Respondents 1 to 3: GP FOR REVENUE

Counsel for Responents 4 & 5: --

The Court at the admission stage made the following :

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Revenue for the respondents. Both have no objection for disposal of the writ petition at the admission stage.

The petitioners were appointed as implementing agency to prepare mid-day meal for M.P.U.P. School, Kanalapalle village, Gospad Mandal, Kurnool District since two years. Since then they are implementing Mid-day Meal Programme without any complaint from the parents, children and also the school authorities. While so, the Mandal Revenue Officer without issuing any notice or assigning any reasons has not allowed the petitioner from preparing mid-day meal and appointed respondents 4 and 5 through proceedings dated 29-8-2004. It is the case of the petitioners that without issuing any notice and without giving any opportunity, first respondent appointed respondents 4 and 5 to prepare mid-day meal.

Under the guidelines issued in G.O.Ms.No.94 dated 25-11-2003, the petitioner can approach the Joint Collector, who is the monitoring authority for processing the selection of Implementing Agencies in the entire district. In view of the same, the petitioners are at liberty to file an application before the Joint Collector. On such application is being filed, the Joint Collector is directed to consider the same and pass appropriate orders in accordance with law within a period of three weeks from the date of filing of such application and communicate the same to the petitioners.

With the above direction, the Writ Petition is disposed of at the admission stage.

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A. Gopal Reddy, J.

16th September, 2004.

Js.

ASSISTANT REGISTRAR

To

1 The Mandal Revenue Officer, Gospadu Mandal, Kurnool District.
2 The Mandal Educational Officer, Mandal Parishad, Gospadu, Kurnool District.
3 The Mandal Parishad Develpment Officer, Mandal Parishad, Gospadu, Kurnool District.
4 2 CCs to G.P. for Revenue, High Court Buildings, Hyderabad.

5 2 CD copies.